IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.14828 of 2008
SANTOSH KUMAR @ SANTOSH MAHTO
Versus
STATE OF BIHAR

3 13-05-2008 Heard learned counsel for the petitioner and also learned APP on behalf of the State.

The petitioner is an accused in a case u/ss 302, 120B/34 of the Indian Penal Code and 27 of the Arms Act.

It appears that petitioner's prayer for bail was earlier rejected by this court on 16.8.07 in Cr. Misc. no. 35030/2007. The petitioner appears to be in custody since 16.3.06.

As per allegation Mantoon Mahto, Rajesh Sahni and Santosh Mahto (petitioner) fired from their pistol and caused death of Ramakant Mahto.

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Learned counsel submitted that accused Rajesh Sahni @ Pahariya has been allowed bail by another bench of this court in Cr. Misc. no. 11793/2008 and the case of petitioner is similarly situated. He further submitted that charge against the petitioner has been framed.

In the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge, Rosera, Samastipur in Sessions Trial no.41/2007.

BKS/ **(M. Saran, J.)**